

## COMMITTEE REPORT

### MR. PRESIDENT:

The Senate Committee on Corrections, Criminal and Civil Procedures, to which was referred Senate Bill No. 295, has had the same under consideration and begs leave to report the same back to the Senate with the recommendation that said bill be AMENDED as follows:

- 1 Page 1, line 4, delete ":".
- 2 Page 1, delete line 5.
- 3 Page 1, line 6, delete "(2)".
- 4 Page 1, run in lines 4 and 6.
- 5 Page 2, line 2, after "and" insert ":".
- 6 Page 2, reset in roman lines 3 through 4.
- 7 Page 2, line 5, reset in roman "(2)".
- 8 Page 2, delete lines 21 through 29, begin a new paragraph and
- 9 insert:
- 10 "SECTION 3. IC 15-5-12-3.5 IS ADDED TO THE INDIANA
- 11 CODE AS A NEW SECTION TO READ AS FOLLOWS
- 12 [EFFECTIVE JULY 1, 2001]: Sec. 3.5. (a) Except as provided in
- 13 subsection (b), an owner of a dog commits a Class B misdemeanor
- 14 if:
- 15 (1) the owner knowingly or intentionally fails to take
- 16 reasonable steps to restrain the dog;
- 17 (2) the dog bites or attacks a person on the dog owner's
- 18 property;
- 19 (3) the victim was required to enter the dog owner's property
- 20 for the purpose of discharging any duty imposed upon the
- 21 victim by the laws or Constitution of the State of Indiana or

- 1           **by the laws or Constitution of the United States of America,**  
 2           **or by postal regulations of the United States of America; and**  
 3           **(4) the dog bite or attack results in serious bodily injury to a**  
 4           **person.**  
 5       **(b) The offense under subsection (a) is:**  
 6           **(1) a Class A misdemeanor if the dog owner has a prior**  
 7           **unrelated conviction under:**  
 8               **(A) this section;**  
 9               **(B) section 3(b)(2)(B) of this chapter;**  
 10              **(C) section 3(b)(3) of this chapter; or**  
 11              **(D) section 3(b)(4) of this chapter; or**  
 12           **(2) a Class C felony if the dog bite or attack results in the**  
 13           **death of a person."**  
 14       Page 2, line 30, after "IC 15-5-12-1" insert ",".  
 15       Page 2, line 30, delete "and".  
 16       Page 2, line 31, delete "both" and insert "**and IC 15-5-12-3.5, all**".  
       (Reference is to SB 295 as introduced.)

**and when so amended that said bill do pass.**

Committee Vote: Yeas 9, Nays 0.

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**Long**

**Chairperson**